

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE
BOARD OF NURSING

IN THE MATTER OF THE
LICENSE OF

GAIL HARRISON, R.N.
License # NR 06838800

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a registered nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about February 28, 2014, a letter of inquiry issued on behalf of the Board, asking about respondent's arrest on January 29, 2014 on charges of forgery, criminal simulation, and misrepresentation of a motor vehicle number. It also asked for documentation, in the form of certificates of completion, of continuing education taken in the last three years. The letter was sent by certified and regular mail to respondent's address of record. The regular mailing was returned, marked that it was not deliverable

as addressed, and could not be forwarded. The certified mailing was also returned, with an indication that respondent had moved without leaving a forwarding address.

CONCLUSIONS OF LAW

1. Respondent's failure to provide the Board with a valid mailing address constitutes a failure to cooperate within the intendment of N.J.A.C. 13:45C-1.2, -1.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e). It also constitutes a violation of N.J.A.C. 13:37-5.7, which requires licensees to notify the Board of an address change within 30 days.

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on May 5, 2014, provisionally suspending respondent's nursing license, and imposing a \$500.00 civil penalty. A copy of the Order was served upon respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

The record reflects that both the certified and regular mailings of the Provisional Order were returned, marked "not deliverable as addressed," "Unable to forward." The Board considered the matter, and determined that as the mailings had been sent to respondent's address of record with the Board, and respondent is required by regulation

to provide the Board with a valid current address, constructive service had been effected. Respondent cannot evade process by failing to provide the Board with a valid address. The Board further determined that as not discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 11th day of July, 2014,
ORDERED that:

1. Respondent's New Jersey nursing license is hereby suspended for the violation of N.J.A.C. 13:45C-1.2, -1.3 and N.J.A.C. 13:37-5.7. Respondent shall not be reinstated until she has provided the Board with a valid address of record, and until she has fully responded to the Board's inquiry about the January 29, 2014 arrest, as well as about the disposition of arrests on October 9, 2012 for contempt of a court order, and January 27, 2014 for contempt of a court order, and until she has provided documentation of all continuing education completed since June 1, 2011.

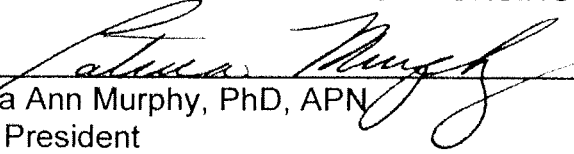
2. A \$1,000.00 civil penalty is hereby imposed. Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and forwarded to the attention of George Hebert, Executive Director, Board of Nursing, P.O. Box 45010, 124 Halsey Street, 6th Floor, Newark, NJ 07101, within 21 days of the filing of any Final Order of Discipline in this matter.

3. The Board reserves the right, upon reinstatement of respondent's nursing license, to impose sanctions in the event that respondent cannot demonstrate timely compliance with the continuing education requirements of N.J.A.C. 13:37-5.3 for the

2011-2013 renewal period, or in the event that respondent engaged in
misrepresentation on her 2013 renewal application.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Ann Murphy, PhD, APN
Board President